

MILMAN LABUDA LAW GROUP PLLC

3000 MARCUS AVENUE
SUITE 3W8
LAKE SUCCESS, NY 11042

TELEPHONE (516) 328-8899
FACSIMILE (516) 328-0082

August 12, 2022

VIA ECF

United States District Court
Southern District of New York
Attn: Hon. Victor Marrero, U.S.D.J.
500 Pearl Street, Courtroom 15B
New York, NY 10007-1312

Re: Rosenfield & Co., PLLC v. Trachtenberg, Rodas & Friedberg LLP, et al.
S.D.N.Y. Case No.: 1:21-cv-3858 (VM) (KHP)

Dear Judge Marrero:

This firm represents all of the Defendants in the above-referenced case with the exception of Trachtenberg, Rodas & Friedberg LLP (hereinafter the “Star Defendants”).

Defendant Trachtenberg, Rodas & Friedberg LLP and Third-Party Defendants Barry Friedberg and Leonard Rodas (the “TRF Defendants”) submitted a letter yesterday [ECF Doc. No. 103] arguing that Star Defendants’ Amended Cross-Claims and Third-Party Complaint does not remedy the deficiencies identified in their previously filed motion to dismiss. Star Defendants disagree, but in any event, Star Defendants’ Amended Cross-Claims and Third-Party Complaint is now the operative pleading that replaced the pleading that formed the basis of TRF Defendants’ motion to dismiss; therefore, Star Defendants respectfully submit that TRF Defendants should file a motion to dismiss Star Defendants’ Amended Cross-Claims and Third-Party Complaint. Star Defendants propose the following briefing schedule:

- TRF Defendants shall file their motion to dismiss the Amended Cross-Claims and Third-Party Complaint on or before September 15, 2022;
- Star Defendants shall file their opposition on or before October 17, 2022; and
- TRF Defendants shall file their reply on or before October 31, 2022

Respectfully submitted,

MILMAN LABUDA LAW GROUP PLLC

/s
Jamie S. Felsen, Esq.

via ECF (all counsel of record).